

GREENWOOD COMMON COUNCIL
JULY 5, 2006 MINUTES
PAGE 1

Mayor Charles Henderson called the meeting to order at 7:00 p.m.

The audience recited the Pledge of Allegiance in unison, after which Pastor Dane Sinn of the Smith Valley Baptist Church offered the invocation.

PRESENT: Council members Ron Bates, Bill Bless, Ron Deer, John Gibson, Keith Hardin, Jessie Reed; Mayor Henderson; and Deputy Clerk Kathie Fritz.
Councilman Bruce Armstrong and City Attorney Shawna Koons-Davis were not in attendance.

Mr. Bates moved to accept the minutes of the regular session of June 19th as presented. Second by Mr. Hardin. Vote: Ayes.

Mayor Henderson suggested that Council members call the City Attorney's office if there are questions on the litigation report.

Mr. Hardin reported for the Plan Commission. One item was continued and the other concerns Ordinance No. 06-22, as the petition passed unanimously.

ORDINANCE No. 06-15 – An Ordinance Annexing Certain Territory Within the Area of Extended Jurisdiction of the City of Greenwood, Indiana, Placing the Same Within the Corporate Boundaries Thereof and Making the Same a Part of the City of Greenwood and Redefining the Corporate Boundaries of the City of Greenwood, Indiana, Approximately 102 Acres Located West of Averitt Road, North of Cutsinger Road (commonly known as the City of Greenwood and Greenwood Community School Corporation Properties). Per the City Attorney's memo, Mr. Bless moved to postpone second reading until August 7, 2006. Second by Mr. Deer. Vote: Ayes. **SECOND READING POSTPONED UNTIL AUGUST 7, 2006 MEETING.**

ORDINANCE No. 06-21 – An Ordinance Providing for an Additional Appropriation From the General Fund (\$10,000) to the Common Council for Payment to Johnson County Senior Services to Assist in the Provision of Services. Mr. Hardin moved to pass Ordinance No. 06-21 on first reading. Second by Mr. Bates. Mayor Henderson opened the public hearing. As no one spoke, the public hearing was closed. Vote: Ayes. **PASSED FIRST READING.**

ORDINANCE No. 06-11 – An Ordinance Annexing Certain Territory Within the Area of Extended Jurisdiction of the City of Greenwood, Indiana, Placing the Same Within the Corporate Boundaries Thereof and Making the Same a Part of the City of Greenwood and Redefining the Corporate Boundaries of the City of Greenwood, Indiana, Approximately 10.76 Acres Located on the South Side of County Line Road and the East Side of Airport Parkway (commonly known as the J. Greg Allen & Assoc.; Newlin Properties, LLC; and Urology of Indiana Property). Mr. Bates moved to postpone second reading to August 7, 2006 to comply with State statute. Second by Mr. Hardin. Vote: Ayes. **SECOND READING POSTPONED UNTIL AUGUST 7, 2006.**

ORDINANCE No. 06-20 – An Ordinance Providing for an Additional Appropriation From the Rainy Day Fund (\$25,000) for the Demolition and Removal of a Structure Located at 30 N. Madison Avenue, Greenwood, IN. Mr. Hardin moved to pass Ordinance No. 06-20 through second reading. Second by Mr. Bates. Mr. Bates commented on saving as much green space as possible. Vote: Ayes. **PASSED SECOND READING.**

RESOLUTION No. 06-12 – A Resolution of the Greenwood Common Council Waiving Noncompliance of Arbonne International, LLC, Regarding the Submission of a Completed Statement of Benefits – Personal Property Form Prior to the Installation of New Equipment of Which Arbonne International Desires Property Tax Deduction. Mr. Hardin moved to pass Resolution No. 06-12 through second reading. Second by Mr. Gibson. Mayor Henderson opened the public hearing for comments or questions. Consultant Pat Sherman gave a brief explanation. The waiver had been granted in one other instance. As no one else spoke, the public hearing was closed. Vote: Ayes. **PASSED SECOND READING.**

RESOLUTION No. 06-13 – A Resolution Declaring Certain Personal Property for Tax Abatement and Setting the Time and Place for a Public Hearing Thereon (Arbonne International, LLC). Mr. Bates, per the City Attorney's memo, moved to waive its procedural requirement of a public hearing and confirmatory resolution for the approval of property tax abatement regarding the application of Arbonne International, LLC, and that the Common Council act on the petition by declaratory resolution only. Second by Mr. Hardin. Vote: Ayes. **PUBLIC HEARING AND CONFIRMATORY RESOLUTION REQUIREMENT WAIVED.** At this time, Mr. Bless moved to suspend the rules. (I don't know why.) Second by Mr. Bates. Vote: Ayes. Mr. Gibson now moved to amend Resolution No. 06-13 as follows:

In the caption, by deleting the words "and setting the time and place for a public hearing thereon";

In the tenth "Whereas" clause, by adding the number "04" after the number "2006-"; and

By deleting Section 5 and Section 6, and renumbering Section 7 to Section 5.

Second by Mr. Bates. Vote: Ayes. **AMENDED.** Mr. Bates moved to pass Resolution No. 06-13 as amended. Second by Mr. Gibson. Vote: Ayes. **PASSED SECOND READING AS AMENDED.**

ORDINANCE No. 06-22 – An Ordinance Annexing Certain Territory Contiguous to the City of Greenwood, Indiana, Placing the Same Within the Corporate Boundaries Thereof and Making the Same a Part of the City of Greenwood and Redefining the Corporate Boundaries of the City of Greenwood, Indiana, Approximately 2.523 Acres Located at 3209 West Smith Valley Road, Commonly Known as the Taylor Property. **INTRODUCED.** Mr. Bates cited the City Attorney's memo and moved to postpone the first reading and public hearing to the September 6, 2006 meeting in order to comply with State statute. Second by Mr. Hardin. Second by Mr. Hardin. Vote: Ayes. **FIRST READING AND PUBLIC HEARING POSTPONE UNTIL SEPTEMBER 6, 2006 MEETING.**

RESOLUTION No. 06-15 – A Resolution of the Greenwood Common Council to Adopt the Written Fiscal Plan for the Annexation of Approximately 2.523 Acres Located at 3209 West Smith Valley Road, Referencing Annexation Ordinance No. 06-22. **INTRODUCED.**

Under miscellaneous business Mr. Hardin noted that he enjoyed the Greenwood Festival and the fireworks display. Mr. Deer noticed that the lights by the food vendors were not dimmed during the fireworks. Mr. Hardin praised the work of City employees, as well. Mayor Henderson thanked the Council for allowing a four-day weekend, on behalf of City employees.

Mr. Bates made a letter from Mark & Marry Elaine Paugh of 436 Runyon Road a part of the public record. The Paughs described what they called a "very poor repair job" to the streets in their neighborhood at Windsong Estates II. Mr. Bates noted that this is outside the City and is a County issue. Mayor Henderson

GREENWOOD COMMON COUNCIL
JULY 5, 2006 MINUTES
PAGE 3

indicated that he had notified them that the property is in the County's jurisdiction.

Mr. Gibson mentioned street repairs and recalled the list of streets will be repaired. Mayor Henderson indicated that the bids were opened today and hopefully they will be able to be accepted contingent upon review by staff at tomorrow's Board of Public Works and Safety meeting. This led to a brief history of sidewalk repair. Mayor Henderson then commended Director of Operations Norm Gabehart for coordinating projects that can be done in-house and thanked the Council for raising salaries to keep qualified employees.

Mr. Bates asked for an update on the special census. Mayor Henderson related that office space has been found on Polk, hopefully starting around the first of August. Applications are being taken.

Ms. Fritz distributed a 2007 budget calendar for review. Mayor Henderson told the Council that he had hoped for budgets to be available by this meeting. He mentioned that Sanitation and Waste Management money will be shown as a revenue stream to the General Fund. Department heads are still to prepare a sheet still showing the percentages of those two funds comprise their budgets. That difference is part of the reason for the delay in passing out the budgets. Mr. Bless asked that those budgets be delivered to their homes. The Mayor agreed to this. This led to discussion on the legal advertisement of the budget. In response to Mr. Gibson, Mayor Henderson stated that what is published in the newspaper is the maximum budget and that we have always advertised the highest amount at the maximum levy. The budget approved by the Council goes to the State.

From the audience, Linda Gibson suggested designated parking for the handicapped at the Freedom Festival, possibly in the area below the shelter house. Mayor Henderson said that the DPW Building is designated for handicapped parking and mentioned that when traffic starts to disperse we need personnel to drive the golf carts. There were liability issues when others were considered for driving the golf carts.

Mayor Henderson reported that the Valle Vista project is on schedule. The company is not working this week, but will still meet their schedule. Final walk through inspection in the Northern Park area should take place next week.

With no further business, the meeting adjourned at 7:40 p.m.

Charles E. Henderson, Mayor

Kathie Fritz, Deputy Clerk